

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

JAIME SANTIAGO-ACOSTA, et. al.

Plaintiffs

v.

CIVIL NO. 98-2328 (JAG)

LUIS A. OLIVER-CANABAL, et. al.

Defendants

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U.S. DISTRICT COURT
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REPORT AND RECOMMENDATION

MOTION	RECOMMENDATION
Date Filed: March 20, 2000	The Court has recommended that Defendants' Motion to Dismiss (Docket No. 19) be DENIED . <u>See</u> ruling as to Docket No. 19.
Title: Motion in Opposition to Dismissal.	
Docket No.: 22 [x] Plffs [] Defs [] Other	

MOTION	RECOMMENDATION
Date Filed: March 10, 2000	The Court hereby RECOMMENDS that defendants' motion to dismiss for lack of prosecution pursuant to Fed. R. Civ. P. 41 (b) be DENIED , as discovery in this case has in effect proceeded.
Title: Motion to Dismiss	
Docket No.: 19 [] Plffs [x] Defs [] Other	

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MOTION	RECOMMENDATION
Date Filed: June 28, 1999	<u>See</u> ruling as to Docket No. 9.
Title: Motion in Opposition to Dismissal.	
Docket No.: 14 [X] Plffs <input type="checkbox"/> Defendants <input type="checkbox"/> Other	
MOTION	RECOMMENDATION
Date Filed: April 9, 1995	The Court hereby recommends that the complaint be DISMISSED as to all claims brought by plaintiff's spouse and their conjugal partnership. These plaintiffs lack standing to sue under Section 1983 since no direct constitutional deprivation is alleged as to them. <u>See, e.g., Quiles Rodríguez v. Calderón</u> , 172 F. Supp. 2d 334, 347 (D.P.R. 2001); <u>Martell v. Commonwealth of Puerto Rico</u> , 48 F. Supp. 2d 81, 93 (D.P.R. 1999). Also the Court RECOMMENDS that the supplemental claims of these parties be DISMISSED .
Title: Motion to Dismiss and Supporting Memorandum of Case.	
Docket No.: 9 <input type="checkbox"/> Plffs <input checked="" type="checkbox"/> Defendants <input type="checkbox"/> Other	

Under the provisions of Rule 510.2, Local Rules, District of Puerto Rico, any party who objects to this report and recommendation must file a written objection thereto with the Clerk of the Court within ten (10) days of the party's receipt of this report and recommendation. The written objections must specifically identify the portion of the recommendation, or report to which objection is made and the basis for such objections. Failure to comply with this rule precludes further appellate review. See Thomas v. Arn, 474 U.S. 140, 155 (1985), reh'g denied, 474 U.S. 1111(1986); Davet v. Maccorone, 973 F.2d 22, 30-31 (1st Cir. 1992); Paterson-Leitch v. Massachusetts Elec., 840 F.2d 985 (1st Cir. 1988); Borden v. Secretary of Health and Human Servs., 836 F.2d 4, 6 (1st Cir. 1987); Scott v. Schweiker, 702 F.2d 13, 14 (1st Cir. 1983); United States v. Vega, 678 F.2d 376, 378-79 (1st Cir. 1982); Park Motor Mart, Inc. Ford Motor Co., 616

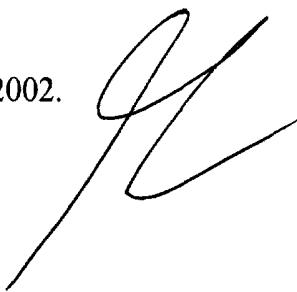
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F.2d 603 (1st Cir. 1980).

SO RECOMMENDED.

At San Juan, Puerto Rico, this 24th day of January, 2002.



GUSTAVO A. GELPI
United States Magistrate-Judge